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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/897,332	07/02/2001	Douglas A. Neidich	8-4710	2072	
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Thomas Hooker, Esq. Thomas Hooker, P.C. Suite 304 100 Chestnut Street Harrisburg, PA 17101			EXAMINER		
			GRAYBILL, DAVID E		
			ART UNIT	PAPER NUMBER	
3 /		•	2827		
			DATE MAILED: 09/12/2002		

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Application No. Applicant(s)					Jh.
Office Action Summary David E Graybill David E		Application No.		Applicant(s)	
David E Graybill A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. THE MAILING DATE OF THIS COMMUNICATION. If the period for reply specified above is less than thirty (30) days, and power, however, may a reply be timely filed all and visit (8) MONTH 8 from the making date of this communication. If the period for reply specified above is less than thirty (30) days, and power, however, may a reply be timely filed all and visit (8) MONTH 8 from the making date of this communication. If the period for reply specified above is less than thirty (30) days, and the specified into the filed and visit (1) and the specified into the filed and visit (1) and the specified into the filed and visit (1) and the specified into the filed and visit (1) and the specified and visit (1) and visit (
- The MALING DATE of this communication appears on the cover sheet with the correspondence address - Period for Repty A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ½ MONTH(S) FROM THE MALING DATE OF THIS COMMUNICATION. Estandards of time may be available under the provisions 37 CFR 1.15(g). In no event, however, may a raply be limitly filled in the provisions of the provision of the pro	Office Action Summary			į	
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THE MAILING DATE OF THIS COMMUNICATION. Edentions of time may be waited used the processor of 3 CFR 1.15(g). In no event, however, may a reply be limitely filled after 5X (g) MONTHIS from the mailing date of this communication. I additionally the processor of		pears on the cover	sneet with the c	orrespondence ad	aress
2a) This action is FINAL. 2b This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-37 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-37 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a coepted or b objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) approved b disapproved by the Examiner. If approved, corrected drawings are required in reply to this Office action. 12) The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. §§ 119 and 120 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some O None of: 1. Certified copies of the priority documents have been received in Application No. application from the International Bureau (PCT Rule 17.2(a)). *See the attached detailed Office action for a list of the certified copies not received. 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application). a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121. Attachment(s) Interview Summary (PTO-413) Paper No(s). 5) Notice of References Cited (PTO-829)	 THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.1 after SIX (6) MONTHS from the mailing date of this communication. If the period for reply specified above is less than thirty (30) days, a rep If NO period for reply is specified above, the maximum statutory period Failure to reply within the set or extended period for reply will, by statute Any reply received by the Office later than three months after the mailin earned patent term adjustment. See 37 CFR 1.704(b). 	136(a). In no event, howe ly within the statutory mir will apply and will expire e, cause the application to	ever, may a reply be tim imum of thirty (30) days SIX (6) MONTHS from b become ABANDONED	ely filed s will be considered timel the mailing date of this c D (35 U.S.C. § 133).	
3	1) Responsive to communication(s) filed on 16	<u>May 2002</u> .			
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Application/Control Number: 09/897,332

Art Unit: 2827

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1-34, drawn to a product, classified in class 428, subclass 591.
- II. Claims 35-37, drawn to a process, classified in class 29, subclass 829.

Inventions I and II are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make another and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP § 806.05(f)). In the instant case, the product as claimed can be made by another and materially different process such as a process having no cutting step.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper.

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Because these inventions are distinct for the reasons given above and the search required for Group I is not required for Group II, restriction for examination purposes as indicated is proper.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any telephone inquiry of a general nature or relating to the status (MPEP 203.08) of this application or proceeding should be directed to Group 2800 Customer Service whose telephone number is 703-306-3329.

Any telephone inquiry concerning this communication or earlier communications from the examiner should be directed to David E. Graybill at (703) 308-2947. Regular office hours: Monday through Friday, 8:30 a.m. to 6:00 p.m.

The fax phone number for group 2800 is 703/308-7722.

David E. Graybill Primary Examiner Art Unit 2827

Ille E SM

D.G. 10-Sep-02